

REMARKS/ARGUMENTS

Claims 3 and 13 have been amended to meet the Examiner's objection based on erroneous dependency. Additional amendment has been made to make clearer the nature of the invention by calling for a photograph or other illustration depicting the device, depicting one or more parts thereof, and depicting the relationship of said one or more parts to the device, wherein when clicking on a displayed part, information about a part selected by the user is made available to the user. As will be shown below, none of the references disclose or suggest this pioneering invention.

The rejection of claims 1, 3 – 7, 10 – 11, and 13 - 16 under 35 U.S.C. §103(a) as obvious over Crutchfield in view of newly cited Harwood et al., and the rejection of claims 8 and 17 under 35 U.S.C. §103(a) further in view of cited case law, and Bezos et al., are respectfully traversed. As stated above, the claims have all been amended to call for the display of graphics, in the form of a photograph or other illustration, not only representing a replaceable part of a device needing repair, but depicting the device, depicting one or more parts thereof, and depicting the relationship of said one or more parts to the device. Applicant has carefully studied each of the references relied on by the Examiner, but cannot find that relationship, nor can he agree that it would be reasonable to construct such a relationship from the prior art, even with the use of hindsight, which as the Examiner knows, would not at all be appropriate.

Indeed, Crutchfield does not even truly refer to replacement parts, even in text form. Respectfully, the Examiner has misread Crutchfield in concluding that "the device is the Home Theater, and the replaceable part of the device is the CD Recorder." First the so-called part is actually, a CD-R/CD-RW Recorder, i.e., a writable CD recorder. In 1999, a Home Theatre had no use for a writable CD recorder. Second, when Crutchfield refers to "HOME THEATER & A/V", he is obviously referring to separate categories, namely Home Theater Systems (see the 12th category in the list), and audio and visual equipment, such as CD Recorders (see the 6th category). The various CD-R/CD-RW recorders shown on the cited page (19991106, which stands for June 11,

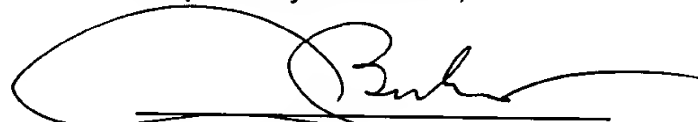
1999) are all under the 6th category, "CD Recorders", evident from the heading of the page.

Finally, even combining Harwood et al with Crutchfield does not suggest the invention. The Examiner cited Harwood et al. for its disclosure in column 7, lines 15 – 26, where they state: "the user clicks on a hyper-text link, or picture, representing that item". He then cited In re Fout, 675 F.2d 297, 213 USPQ 532 (CCPA 1982), for the proposition that an express suggestion to substitute one equivalent component or process for another is not necessary to render such substitution obvious. But here the Examiner has not cited anything that would be equivalent to providing a photograph or other illustration depicting the device, depicting one or more parts thereof, and depicting the relationship of said one or more parts to the device, as required by the claims. Moreover, as the Examiner well knows, in order to rely on equivalence as a rationale supporting an obviousness rejection, the equivalency must be recognized in the prior art, and cannot be based on applicant's disclosure or the mere fact that the components at issue are functional or mechanical equivalents. In re Ruff, 256 F.2d 590, 118 USPQ 340 (CCPA 1958).

Applicant submits that the claims are in condition for allowance and respectfully solicits a Notice of Allowance.

The Commissioner is hereby authorized to charge payment of any fees required associated with this communication or credit any overpayment to Deposit Account No. 50-0337. If an extension of time is required please consider this a petition therefor and charge any additional fees which may be required to Deposit account No. 50-0337. A duplicate copy of this paper is enclosed.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "Berliner", written over a horizontal line.

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